



March 28, 2003

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## ENGROSSED SENATE BILL No. 207

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DIGEST OF SB 207 (Updated March 26, 2003 2:24 PM - DI 69)

**Citations Affected:** IC 13-11.

**Synopsis:** Brownfield definition. Eliminates the condition that a parcel of real estate, to be a brownfield, must be industrial or commercial. Provides that the brownfield definition applies in a case where reuse of property is complicated by environmental factors. Restates the complicating factors as the presence or potential presence of a hazardous substance, a contaminant, petroleum, or petroleum products that poses a risk to human health and the environment.

**Effective:** July 1, 2003.

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(HOUSE SPONSORS — BOTTORFF, WOLKINS)

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January 9, 2003, read first time and referred to Committee on Environmental Affairs.  
February 4, 2003, amended, reported favorably — Do Pass.  
February 10, 2003, read second time, ordered engrossed.  
February 11, 2003, engrossed. Read third time, passed. Yeas 50, nays 0.

#### HOUSE ACTION

March 4, 2003, read first time and referred to Committee on Environmental Affairs.  
March 27, 2003, reported — Do Pass.

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ES 207—LS 6642/DI 52+



March 28, 2003

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## ENGROSSED SENATE BILL No. 207

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A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 13-11-2-19.3 IS AMENDED TO READ AS  
2       FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 19.3. "Brownfield"  
3       means ~~an industrial or a commercial~~ a parcel of real estate:  
4       (1) that:  
5           (A) is abandoned or inactive; or  
6           (B) may not be operated at its appropriate use; and  
7       (2) on which expansion, ~~or~~ redevelopment, **or reuse** is  
8       complicated;  
9       because of the ~~actual~~ **presence** or ~~perceived potential~~ presence of a  
10      hazardous substance, ~~or petroleum released into the surface or~~  
11      ~~subsurface soil or groundwater~~ **a contaminant, petroleum, or a**  
12      **petroleum product** that poses a risk to human health and the  
13      environment.

ES 207—LS 6642/DI 52+



## COMMITTEE REPORT

Mr. President: The Senate Committee on Environmental Affairs, to which was referred Senate Bill No. 207, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 7, after "expansion" insert ",".

Page 1, line 7 strike "or".

Page 1, line 7, after "redevelopment" insert ", **or reuse**".

Page 1, line 8, strike "actual" and insert "**presence**".

Page 1, line 8, strike "perceived" and insert "**potential**".

Page 1, line 8, after "substance" insert ",".

Page 1, strike line 9.

Page 1, line 10, strike "groundwater" and insert "**a contaminant, petroleum, or a petroleum product**".

and when so amended that said bill do pass.

(Reference is to SB 207 as introduced.)

GARD, Chairperson

Committee Vote: Yeas 8, Nays 0.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred Senate Bill 207, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

BOTTORFF, Chair

Committee Vote: yeas 13, nays 0.

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